

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

JOHN DOUGLAS KIRBY,

Petitioner,

v.

MICHELE BUCKNER,

Respondent.

No. 4:24-cv-1060 RWS

MEMORANDUM AND ORDER

Petitioner John Kirby has filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254 but he has neither paid the filing fee nor filed a motion for leave to proceed *in forma pauperis*. “The Clerk may refuse to receive and file any pleading or document in any case until the applicable statutory fee is paid, except in cases accompanied by a completed application to proceed in forma pauperis.” E.D. Mo. Local Rule 2.01(B)(1).

Accordingly,

IT IS HEREBY ORDERED that Petitioner must either pay the \$5.00 filing fee or submit a motion for leave to proceed *in forma pauperis*, within thirty (30) days of the date of this Order.

IT IS FURTHER ORDERED that the Clerk of Court shall mail to Petitioner a copy of the Court’s form ‘Motion to Proceed *in Forma Pauperis* and Affidavit in Support – Habeas Cases.’

Dated this 6th day of August, 2024.



RODNEY W. SIPPEL
UNITED STATES DISTRICT JUDGE